

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 9063 of 1992

WITH

SPECIAL CIVIL APPLICATION No 9064 of 1992

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

RAMESHBHAI MAGANBHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

(In Both SCAs:)

MRS KETTY A MEHTA for Petitioner

MR DP JOSHI for Respondent No. 1

MR KS JHAVERI for Respondent No. 2 & 3

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 13/10/97

ORAL JUDGMENT

1. Both the petitioners in these Special Civil

Applications were appointed on the post of "Draftsman-Mechanical Trade Instructor" in the Industrial Training Institution run by respondent No.2. Their services came to be terminated under the orders dated 27th November 1992, and 2nd December 1992 respectively. Hence these Special Civil Applications.

2. The facts and grounds of challenge to the aforesaid orders as raised in these Special Civil Applications are not required to be given in detail as the learned counsel for respondents No.2 and 3 made a statement before this Court that both the petitioners have already been absorbed in the institution on the post of Draftsman Fitter, and as such, their termination orders does not survive. The learned counsel for the petitioners does not dispute this statement made by learned counsel for respondents No.2 and 3.

3. In view of the fact that the petitioners have already been absorbed in services as Draftsmen Fitters, the orders of termination challenged by them in these Special Civil Applications now does not survive and these Special Civil Applications have become infructuous. Order accordingly. Both these Special Civil Applications are dismissed as having become infructuous. Rule discharged in both Special Civil Applications. Interim relief, if any, granted by this Court stands vacated. No order as to costs.

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(sunil)